

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

GLOBAL GOLD MINING, LLC,

Petitioner,

-against-

VARDAN AYVAZIAN,

Respondent.

Case No.:08-\_\_\_\_\_

ECF CASE

**RELATED CASE STATEMENT**

1. This case is related to Global Gold Mining, LLC v. Peter M. Robinson, et al., Case No. 07 Civ. 10492 (GEL), because both cases (i) are based on the same agreement, (ii) involve enforcement of the arbitration clause of that agreement, and (iii) relate to the arbitrability of claims against Respondent Vardan Ayvazian.

2. Both cases arise from the Share Purchase Agreement (the “SPA”), dated December 21, 2003, between Global Gold Mining, LLC (“Global Gold”) and Varden Ayvazian, Mayren Batoyen, Edward Janibekian, and Yurik Lalazaryan. Both cases involve claims that Ayvazian, Batoyen, Janibekian, and Lalazaryan lied to Global Gold in making various seller representations and warranties, and stood in breach of the SPA.

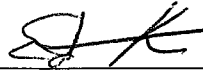
3. Both cases involve the arbitration clause in the SPA. The previous case before the Honorable Gerard E. Lynch, Case No. 07 Civ. 10492 (GEL), related to the reviewability of a decision by the International Court of Arbitration (“ICC Court”) of the International Chamber of Commerce (“ICC”) finding Global Gold’s dispute with Ayvazian not arbitrable. In dismissing that action, Judge Lynch stated that an action to ask this or another court “whether or not there is

a binding arbitration agreement” must be brought as a motion to compel. Accordingly, Petitioners seek in the instant case to compel Ayvazian to arbitrate.

4. Referral of this matter to the Honorable Gerard E. Lynch will advance the just efficient, and economical conduct of these matters and will result in a substantial savings of judicial resources. Accordingly, Petitioner respectfully requests that this case be resolved before the Honorable Gerard E. Lynch.

Dated: New York, New York  
February 21, 2008

KING & SPALDING LLP



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Edward G. Kehoe  
Louisa B. Childs  
1185 Avenue of the Americas  
New York, New York 10036  
Telephone: (212) 556-2100  
Facsimile: (212) 556-2246

R. Doak Bishop  
Wade M. Coriell  
1100 Louisiana, Suite 4000  
Houston, TX 77002-5213  
Phone: (713) 751-3200  
Fax: (713) 751-3290

Kenneth R. Fleuriet  
25 Cannon Street  
London EC4M 5SE  
United Kingdom  
Phone: +44 (0)20-7551-7500  
Fax: +44 (0)20-7551-7575

*Attorneys for Petitioner Global Gold Mining, LLC*